

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

MONTOLILA, et al.

Serial No.: 10/043,698

Filed: January 9, 2002

For: SYSTEM AND METHOD FOR
BEHAVIORAL MODEL CLUSTERING IN
TELEVISION USAGE, TARGETED
CLUSTERING, AND PREFERENCE
ADVERTISING VIA MODEL
PROGRAMMING BASED ON
BEHAVIORAL MODEL CLUSTERS

Examiner: Not yet assigned

Group Art Unit: Not yet assigned

July 12, 2002

Los Angeles, CA 90067

COPY OF PAPER
ORIGINALLY FILEDTRANSMITTAL LETTER

Assistant Commissioner for Patents
Washington, D.C. 20231

RECEIVED

JUL 22 2002

OFFICE OF PETITIONS

ATTENTION: Initial Patent Examination Division

Dear Sir:

In response to the Notice to File Missing Parts mailed February 12, 2002, enclosed is an original, partially executed Declaration and Power of Attorney, a Petition for Filing of Behalf of Non-Signing Inventor Under 37 CFR 1.47(a) with a Petition fee of \$130.00, and a Request for a 3 Month Extension of Time with a check in the amount of \$460.00 to be filed in the above-referenced case. Also attached is our check in the amount of \$65.00 to cover the necessary late filing fee of the Declaration. Please charge any additional fees or deposit any overpayment to our Deposit Account No. 19-1995. A copy of this letter is enclosed for that purpose.

Very truly yours,

SHERMAN & SHERMAN

Kenneth L. Sherman
Reg. No. 33,783
2029 Century Park East, 17th Floor
Los Angeles, CA 90067
Telephone: (310) 789-3200

CERTIFICATE OF MAILING - I hereby certify that this correspondence is being deposited with the United States Postal Service first class mail in an envelope addressed to the:
Assistant Commissioner for Patents, Washington, D.C. 20231 on JUL 12 2002

Evelyn Menjivar
(Type or print name of person mailing paper)
G:\KLS\MET1\MET1.0002\Res2-miss.pts

(Signature of person mailing paper)

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UNITED STATES PATENT AND TRADEMARK OFFICE

 COMMISSIONER FOR PATENTS
 UNITED STATES PATENT AND TRADEMARK OFFICE
 WASHINGTON, D.C. 20530
 www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/043,698	01/09/2002	Isaac Bentolila	MET1.0002

CONFIRMATION NO. 7739

FORMALITIES LETTER



OC000000007459919

 SHERMAN & SHERMAN
 Seventeenth Floor
 2029 Century Park East
 Los Angeles, CA 90067

Date Mailed: 02/12/2002

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 65.

A copy of this notice MUST be returned with the reply.

 Customer Service Center
 Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

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OFFICE OF PETITIONS

07/22/2002 AWONDAF1 00000162 10043698

02 FC:205

65.00 00

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**COPY**

May 23, 2002

To: Isaac Bentolila

Fr: Carmen M. Garrett

COPY OF PAPERS
ORIGINALLY FILED

Re: MET1.0002
"SYSTEM & METHOD FOR BEHAVIORAL MODEL CLUSTERING IN
TELEVISION USAGE, TARGETED ADVERTISING VIA MODEL
CLUSTERING, AND PREFERENCE PROGRAMMING BASED ON
BEHAVIORAL MODEL CLUSTERS"

Request for signature on DECLARATION & ASSIGNMENT

RECEIVED
JUL 22 2002

Dear Isaac:

OFFICE OF PETITIONS

Enclosed, please find the above referenced DECLARATION &
ASSIGNMENT of MET1.0002, as well as the supporting documents as
submitted for filing, for your review.

Kindly review and sign all documents where I've indicated, and return
promptly to me in the Fed Ex envelope provided. You do not need to
drop off this or any other Fed Ex envelope at a drop off point; you can
merely call 800-463-3339 (800-GO-FEDEX) to schedule a pick up.

Call me if you have any questions, 510-494-9700 x221. Also, if you
would kindly confirm receipt of this packet via e-mail, along with an
estimate return date, I would greatly appreciate it.

Sincerely,

Carmen M. Garrett
carmen@metabyte.com

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A Declaration complying with 37 CFR 1.65 and signed by all remaining inventors
pursuant to 37 CFR 1.47(a) enclosed.

Mr. Bentolila's last known address is:

517 36th Avenue, Apt. 201
San Francisco, California 95051

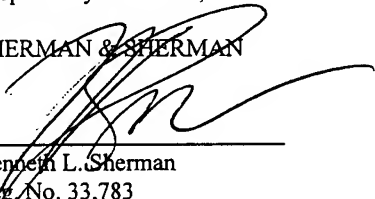
A check in the amount of \$130.00 is enclosed to cover the fee under 37 CFR 1.17(h).

Please charge any additional fees or deposit any overpayment to our Deposit Account No.

19-1995. A copy of this letter is enclosed for that purpose.

Respectfully submitted,

SHERMAN & SHERMAN


Kenneth L. Sherman
Reg. No. 33,783
2029 Century Park East, Suite 1700
Los Angeles, California 90067
Tel.: (310) 789-3200

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service first class mail in an envelope addressed to
the: Assistant Commissioner for Patents, Washington, D.C. 20231 by

Evelyn Menjivar
(Type or print name of person mailing paper)


(Signature of person mailing paper)

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JUL 22 2002

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4b Express Freight Service

☐ Fedex 1Day Freight ☐ Fedex 2Day Freight ☐ Fedex 3Day Freight

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☐ Fedex Envelopes ☐ Fedex Pak ☐ Other Pkg

6 Special Handling

☐ SATURDAY Delivery ☐ HOLIDAY Delivery ☐ HOLIDAY Delivery at FedEx Location

7 Payment

☒ Sender ☐ Recipient ☐ Third Party ☐ Credit Card ☐ Cash/Check

8 Release Signature

Your Signature: _____

Total Packages: _____ Total Weight: _____ Total Declared Value: \$ _____

406

FedEx. USA Airbill

Express

1 From: **Metabyte** Date: **6-23-02** Sender's FedEx Account Number: **2552-4311-2**

Sender's Name: **Garrett** From: **15101494-9700**

Company: **METABYTE NETWORK, INC**

Address: **39350 CIVIC CENTER DR STE 200**

City: **FREMONT** State: **CA** Zip: **94538**

2 Your Internal Billing Reference: _____

3 To: Recipient's Name: **Isaac Benitoli** Phone: **(415) 876-0735**

Company: **RESIDENCE**

Address: **517 36th Avenue**

Apt. # **201**

City: **San Francisco** State: **CA** Zip: **94121**

Peel and Stick FedEx USA Airbill

See back for application instructions.

Questions? Visit our Web site at fedex.com

or call 1-800-GO-FED-EX (800) 463-3339.

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Invoice Date: Jun 07, 2002
 Account Number: 2552-4511-2
 Page: 3 of 4

FedEx Express Payment Type Detail (Original)

Picked up: May 28, 2002
Payer: Shipper
Reference: NO REFERENCE INFORMATION

FedEx Internal Use: 160149850/00200/_/

- Fuel Surcharge - FedEx has applied a fuel surcharge of 2.00% to this shipment.
- Distance Based Pricing, Zone 2

Tracking ID 830140192943
 Service Type FedEx Standard Overnight
 Package Type FedEx Envelope
 Zone 2
 Pieces 1
 Weight 1.0 lbs, 0.5 kgs
 Delivered May 28, 2002 10:40
 Service
 Area Code AA
 Signed by GONZALES
 Bundle ID 000

Sender
 RUDY
 METABYTE NETWORK INC
 39350 CIVIC CENTER DR STE 200
 FREMONT CA 94538-2331 US

Recipient
 CHERYLE
 TECHNOLOGY INSURANCE SERVICES
 400 SEAPORT COURT STE 200
 REDWOOD CITY CA 94063 US

Transportation Charge
 Discount
 Fuel Surcharge
Total Transportation Charges

USD \$

 1
 4
 1
 11

Dropped off: May 28, 2002
Payer: Shipper
Reference: NO REFERENCE INFORMATION

FedEx Internal Use: 150150070/01202/_/

- Fuel Surcharge - FedEx has applied a fuel surcharge of 2.00% to this shipment.
- Distance Based Pricing, Zone 2

Tracking ID 830140193067
 Service Type FedEx Standard Overnight
 Package Type FedEx Pak
 Zone 2
 Pieces 1
 Weight 1.0 lbs, 0.5 kgs
 Delivered May 29, 2002 12:52
 Service
 Area Code A1
 Signed by LBENTOLILA
 Bundle ID 000

Sender
 CARMEN GARRETT
 METABYTE NETWORK INC
 39350 CIVIC CENTER DR STE 200
 FREMONT CA 94538-2331 US

Recipient
 ISAAC B
 RESIDENCE
 517 38TH AVENUE APT 201
 SAN FRANCISCO CA 94121 US

Transportation Charge
 Discount
 Fuel Surcharge
 Residential Delivery
Total Transportation Charges

USD \$

 13.
 -0.
 0.
 1.
 14.

Dropped off: May 30, 2002
Payer: Shipper
Reference: NO REFERENCE INFORMATION

FedEx Internal Use: 152077640/01618/_/

- Fuel Surcharge - FedEx has applied a fuel surcharge of 2.00% to this shipment.
- Distance Based Pricing, Zone 8
- FedEx has audited this airbill for correct pieces, weight, and service. Any changes made are reflected in the invoice amount.

Tracking ID 829198582040
 Service Type FedEx Priority Overnight
 Package Type FedEx Pak
 Zone 8
 Pieces 1
 Weight 1.0 lbs, 0.5 kgs
 Delivered May 31, 2002 12:54
 Service
 Area Code AA
 Signed by J.ROBERTI
 Bundle ID 000

Sender
 DAN WATSON
 METABYTE NETWORK INC
 39350 CIVIC CENTER DR STE 200
 FREMONT CA 94538-2331 US

Recipient
 JIM BRAUN
 TIME WARNER CABLE
 280 HARBOR DR
 STAMFORD CT 06902 US

Transportation Charge
 Discount
 Fuel Surcharge
Total Transportation Charges

USD \$

 25.7
 -1.2
 0.4
 24.9

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